

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 234 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 3. IC 2-5-28 IS ADDED TO THE INDIANA CODE AS
- 4 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 5 1, 2006]:
- 6 **Chapter 28. Indiana Harbor Dredging Review Commission**
- 7 **Sec. 1. As used in this chapter, "commission" refers to the**
- 8 **Indiana harbor dredging project review commission established**
- 9 **under section 3 of this chapter.**
- 10 **Sec. 2. As used in this chapter, "project" refers to the Indiana**
- 11 **harbor and ship canal dredging project.**
- 12 **Sec. 3. The Indiana harbor dredging project review commission**
- 13 **is established.**
- 14 **Sec. 4. The commission consists of five (5) voting members**
- 15 **appointed as follows:**
- 16 **(1) One (1) member of the senate appointed by the president**
- 17 **pro tempore of the senate.**
- 18 **(2) One (1) member of the house of representatives appointed**
- 19 **by the speaker of the house of representatives.**
- 20 **(3) One (1) individual:**
- 21 **(A) who is not a member of the general assembly; and**
- 22 **(B) who works as a university professor or university**
- 23 **researcher in environmental studies;**
- 24 **appointed by the governor.**
- 25 **(4) One (1) individual:**

(A) who is not a member of the general assembly; and
 (B) who works in industry in northwest Indiana;
 appointed by the mayor of East Chicago.

(5) One (1) individual:

(A) who is not a member of the general assembly; and
 (B) who has a background as a community activist;
 appointed by the city council of East Chicago.

Sec. 5. (a) Except as otherwise provided in this section, the term of a commission member appointed under section 4 of this chapter:

(1) begins on July 1 of the year of appointment; and

(2) continues until June 30 of the year two (2) years after the year of appointment.

(b) If a commission member resigns, dies, or is otherwise unable to complete the commission member's term, the individual or entity who appointed the commission member under section 4 of this chapter shall appoint a replacement to finish the commission member's term.

(c) The initial terms of the members of the general assembly appointed under section 4(1) and 4(2) of this chapter begin on July 1, 2006, and end on June 30, 2007.

Sec. 6. The chairman of the legislative council shall select one (1) member of the commission to serve as chairperson of the commission.

Sec. 7. The commission shall:

(1) review the report submitted to the commission under IC 8-10-9-9;

(2) conduct any additional study of issues involved with the project that the chairperson of the commission thinks advisable; and

(3) study other topics as assigned by the legislative council.

Sec. 8. By November 1 of each year, the commission shall submit a report of the commission's evaluation of the status of the project to:

(1) the legislative council;

(2) the commissioner of the department of environmental management; and

(3) the governor.

The report must be in an electronic format under IC 5-14-6.

Sec. 9. The commission shall operate under the rules of the legislative council."

Page 6, between lines 19 and 20, begin a new paragraph and insert:
 "SECTION 4. IC 8-10-9-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: **Sec. 9. By August 1 of each year, the board of directors of the East Chicago waterway management district established under section 3 of this chapter shall prepare an annual**

1 **report on the progress of the Indiana harbor and ship canal**
2 **dredging project. The board shall deliver the annual report to the**
3 **Indiana harbor dredging project review commission established**
4 **under IC 2-5-28-3 as soon as practicable after August 1 of each**
5 **year. The report must be in electronic format under IC 5-14-6."**

6 Renumber all SECTIONS consecutively.
 (Reference is to ESB 234 as printed February 22, 2006.)

Representative Aguilera